

**House Study Bill 127 - Introduced**

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
PUBLIC SAFETY BILL BY  
CHAIRPERSON BAUDLER)

**A BILL FOR**

1 An Act establishing a criminal offense for removing or  
2 attempting to remove a communication device from the  
3 possession of a peace officer.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 708.12 Removal of peace officer's  
2 communication device.

3 1. A person who knowingly or intentionally removes or  
4 attempts to remove a communication device from the possession  
5 of a peace officer, as defined in section 724.2A, when the  
6 officer is in the performance of any act which is within the  
7 scope of the lawful duty or authority of that officer and the  
8 person knew or should have known the individual to be a peace  
9 officer, commits the offense of removal of a peace officer's  
10 communication device.

11 2. A person who removes or attempts to remove a peace  
12 officer's communication device is guilty of a class "D" felony.

13 EXPLANATION

14 This bill establishes a criminal offense for removing or  
15 attempting to remove a communication device from the possession  
16 of a peace officer.

17 Under the bill, a person commits removal of a peace officer's  
18 communication device when the person knowingly or intentionally  
19 removes or attempts to remove a communication device from the  
20 possession of a peace officer, when the officer is in the  
21 performance of the official duties of the officer and the  
22 person knew or should have known the individual to be a peace  
23 officer.

24 A person who violates the bill commits a class "D" felony. A  
25 class "D" felony is punishable by confinement for no more than  
26 five years and a fine of at least \$750 but not more than \$7,500.